

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,) 4:05CR3118-2
) 4:06CR3068-2
Plaintiff,)
)
vs.) **MEMORANDUM
AND ORDER**
RODNEY L. HEROLD,)
)
Defendant.)

The defendant is charged with a Nebraska bank robbery in 4:05CR3118. He has entered a plea of guilty and awaits sentencing.

More recently, he was charged with bank robbery in Illinois. That case, 4:06CR3068, has been transferred to Nebraska and assigned to me. The defendant desires to enter a plea of guilty to that charge.

On July 6, 2006, I consulted the lawyers and the probation officer. With their agreement,

IT IS ORDERED that:

1. These two cases shall be proceed to sentencing at the same time. The sentencing in 4:05CR3118 is continued until further order of the court. See paragraph 3 below.

2. On July 20, 2006, at 11:00 A.M., the defendant and counsel shall appear before Judge Piester for an arraignment and plea hearing in 4:06CR3068.

3. Following the plea hearing described in paragraph 2, Judge Piester should enter an identical sentencing order scheduling sentencing for both 4:05CR3118 and 4:06CR3068. Pursuant to that scheduling order, the probation officer shall prepare a revised presentence report for 4:05CR3118 and a new presentence report for 4:06CR3068.
4. The time between today's date and July 20, 2006, is excluded for Speedy Trial Act computation purposes regarding 4:06CR3068 in the interests of justice and particularly because the parties reasonably need this additional time to prepare their petition to enter a plea of guilty and a plea agreement. See 18 U.S.C. § 3161(h)(8).
5. My chambers shall provide Judge Piester with a copy of this memorandum and order and call his attention to paragraphs 2 and 3 of this memorandum and order. My chambers shall also provide Mr. Nelson with a copy of this memorandum and order.

July 6, 2006.

BY THE COURT:

s/ *Richard G. Kopf*
United States District Judge